

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

JULIAN RUBINSTEIN, BARBARA ANTINORO AND
DAVID FLEER Individually and on Behalf of All
Others Similarly Situated,

PLAINTIFFS,

v.

CREDIT SUISSE GROUP AG, CREDIT SUISSE AG,
CREDIT SUISSE SECURITIES (USA) LLC, TIDJANE
THIAM, AND DAVID R. MATHERS,

DEFENDANTS.

1:19-cv-01069-VEC

Oral Argument Requested

**NOTICE OF MOTION BY DEFENDANTS TO DISMISS THE
AMENDED COMPLAINT FOR FAILURE TO STATE A CLAIM**

PLEASE TAKE NOTICE that Defendants Credit Suisse Group AG, Credit Suisse AG, Credit Suisse Securities (USA) LLC, Tidjane Thiam, and David R. Mathers (collectively the “Defendants”), upon the Amended Complaint filed by Plaintiffs in the above-captioned proceeding, the accompanying Memorandum of Law in Support of Defendants’ Motion to Dismiss the Amended Complaint, and the Declaration of Peter J. Linken, including all exhibits thereto, will move, by and through their undersigned counsel, before the Honorable Valerie E. Caproni, United States District Judge for the Southern District of New York, on such date that the Court will determine, for an Order, pursuant to Federal Rules of Civil Procedure 8, and 12(b)(6), dismissing with prejudice the Amended Complaint filed by Plaintiffs in the above-captioned proceeding.

Dated: October 21, 2019
New York, New York

Respectfully submitted,

CAHILL GORDON & REINDEL LLP

By: /s/ David G. Januszewski

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